

House Bill 1069

By: Representative Snelling of the 99<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-8-76 of the Official Code of Georgia Annotated, relating to  
2 safety belts required as equipment and safety restraints for children four years of age or  
3 younger, so as to change certain provisions relating to child safety restraint requirements; to  
4 specify the types of motor vehicles to which child safety restraint requirements are  
5 applicable; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 40-8-76 of the Official Code of Georgia Annotated, relating to safety belts  
9 required as equipment and safety restraints for children four years of age or younger, is  
10 amended by striking paragraph (1) of subsection (b) and inserting in lieu thereof the  
11 following:

12 "(b)(1) ~~On and after July 1, 1984, every~~ Every driver who transports a child four years  
13 of age or younger in a passenger ~~automobile, van, or pickup truck~~ car, other than a  
14 taxicab as defined by Code Section 33-34-5.1 or a public transit vehicle as defined by  
15 Code Section 16-5-20, shall, while such motor vehicle is in motion and operated on a  
16 public road, street, or highway of this state, provide for the protection of such child in a  
17 child passenger restraining system approved by the United States Department of  
18 Transportation under Federal Motor Vehicle Safety Standard 213 ~~in effect on January 1,~~  
19 ~~1983.~~ A driver shall not be deemed to be complying with the provisions of this subsection  
20 unless the child passenger restraining system is installed and being used in accordance  
21 with the manufacturer's directions for such system. The provisions of this subsection  
22 shall not apply when the child's parent or guardian obtains a physician's written  
23 statement that a physical or medical condition of the child prevents placing or restraining  
24 him or her in any such child passenger restraining system."

1

**SECTION 2.**

2 All laws and parts of laws in conflict with this Act are repealed.